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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q79080

Masayuki FURUMIYA, et al.

Allowed: March 28, 2006

Appln. No.: 10/753,325

Group Art Unit: 2811

Confirmation No.: 7256

Examiner: Steven Ho Yin LOKE

Filed: January 9, 2004

For: SEMICONDUCTOR DEVICE WITH WIRING LAYERS FORMING A CAPACITOR

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§ 1.97 and 1.98

MAIL STOP ISSUE FEE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

1. Japanese Patent Application Publication No. 2003-530699, published October 14, 2003 (with English abstract).
2. Japanese Patent Application Publication No. 2002-124575, published April 26, 2002 (with English abstract).
3. Japanese Patent Application Publication No. 2002-324843, published November 8, 2002 (with English abstract).
4. Japanese Patent Application Publication No. 2002-353328, published December 6, 2002 (with English abstract).
5. Japanese Patent Application Publication No. 2001-358295, published December 26, 2001 (with English abstract).

One copy of each of the listed documents is submitted herewith.

INFORMATION DISCLOSURE STATEMENT

U.S. Appln. No.: 10/753,325

Atty. Docket No.: Q79080

The present Information Disclosure Statement is being filed after either a Final Office Action, Notice of Allowance, or an action that otherwise closes prosecution in the application (whichever is earlier), but before payment of the Issue Fee, and therefore Applicant is submitting herewith a check for the fee of \$180.00 under 37 C.F.R. § 1.17(p), and a Statement Under 37 C.F.R. § 1.97(e).

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicant encloses herewith a copy of a corresponding Japanese Office Action, dated April 25, 2006, and an English translation of the pertinent portions thereof which cites above listed references 1-5 and indicates the degree for relevance found by the foreign office.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this paper is attached.

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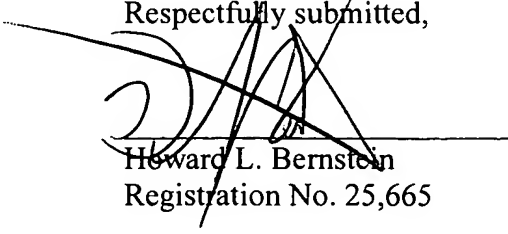
WASHINGTON OFFICE

23373

CUSTOMER NUMBER

Date: June 14, 2006

Respectfully submitted,


Howard L. Bernstein
Registration No. 25,665

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450 Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS.



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STATEMENT UNDER 37 C.F.R. § 1.97(e)

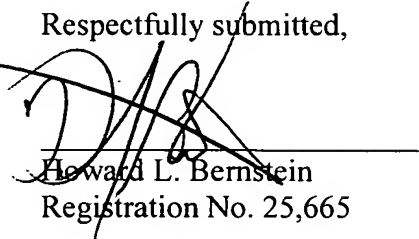
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Sir:

The undersigned hereby states, upon information and belief:

That each item of information contained in the Information Disclosure Statement filed concurrently herewith was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of said Information Disclosure Statement.

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